

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
KJM SECURITIES, INC., :  
Plaintiff, : 20 Civ. 9845 (LGS)  
:  
-against- : ORDER  
:  
AEGEA CAPITAL MANAGEMENT LLC, :  
:  
Defendant. :  
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LORNA G. SCHOFIELD, District Judge:

WHEREAS, on January 20, 2021, Defendant filed a pre-motion letter in anticipation of a motion to dismiss and a motion to stay (Dkt. No. 14), and on January 22, 2021, Plaintiff filed a responsive letter (Dkt. No. 15).

WHEREAS, an initial pre-trial and pre-motion conference was held on January 28, 2021. For the reasons stated at the conference, it is hereby

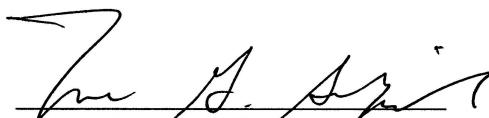
**ORDERED** that, by **February 4, 2021**, Plaintiff shall file any amended complaint. It is further

**ORDERED** that, as soon as possible, Plaintiff shall issue a subpoena to obtain, by **February 11, 2021**, relevant documents collected in *Eagle's View Capital Management LLC, et al., v. Aegea Capital Management LLC, et al.*, Case No. 652875/2020 (N.Y. Sup. Ct.). It is further

**ORDERED** that, the parties shall (1) retain a private mediator by **February 11, 2021**; (2) conduct their first mediation session by **March 5, 2021**; and (3) jointly file a letter apprising the Court as to the status of mediation and whether Defendant intends to file any motion to dismiss by **March 8, 2021**. It is further

**ORDERED** that, discovery as to Plaintiff's second claim, breach of the implied covenant of good faith and fair dealing, is **STAYED** pending the results of mediation and any related motion to dismiss. A Civil Case Management Plan and Scheduling Order will issue separately.

Dated: January 28, 2021  
New York, New York

  
LORNA G. SCHOFIELD  
UNITED STATES DISTRICT JUDGE